

**United States Bankruptcy Court  
District of Puerto Rico**

**IN RE:**

Case No. 10-02693

**RODRIGUEZ DIAZ, ALFREDO & TIRADO SOTOMAYOR, MIRIAM**

Chapter 13

Debtor(s)

**CHAPTER 13 PAYMENT PLAN**

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: 4/12/2010

☐ AMENDED PLAN DATED: \_\_\_\_\_

☒ PRE ☐ POST-CONFIRMATION

Filed by: ☐ Debtor ☐ Trustee ☐ Other

**I. PAYMENT PLAN SCHEDULE**

\$	<u>1,300.00</u>	x	<u>36</u>	= \$	<u>46,800.00</u>
\$	<u>1,350.00</u>	x	<u>12</u>	= \$	<u>16,200.00</u>
\$	<u>1,400.00</u>	x	<u>12</u>	= \$	<u>16,800.00</u>
\$	_____	x	_____	= \$	_____
\$	_____	x	_____	= \$	_____

**TOTAL: \$ 79,800.00**

**Additional Payments:**

\$ \_\_\_\_\_ to be paid as a LUMP SUM  
within \_\_\_\_\_ with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in addition to the above:

\$ \_\_\_\_\_ x \_\_\_\_\_ = \$ \_\_\_\_\_

**PROPOSED BASE: \$ 79,800.00**

**III. ATTORNEY'S FEES  
(Treated as § 507 Priorities)**

Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 1,500.00

Signed: /s/ ALFREDO RODRIGUEZ DIAZ  
Debtor

/s/ MIRIAM TIRADO SOTOMAYOR  
Joint Debtor

**II. DISBURSEMENT SCHEDULE**

A. ADEQUATE PROTECTION PAYMENTS OR \_\_\_\_\_ \$ \_\_\_\_\_

**B. SECURED CLAIMS:**

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. <b>BANCO POPULAR D</b>	Cr. <b>FIRST BANK</b>	Cr. _____
# <u>9216</u>	# <u>8225</u>	# _____
\$ <u>11,037.27</u>	\$ <u>22,993.40</u>	\$ _____

2. ☐ Trustee pays IN FULL Secured Claims:

Cr. _____	Cr. _____	Cr. _____
# _____	# _____	# _____
\$ _____	\$ _____	\$ _____

3. ☒ Trustee pays VALUE OF COLLATERAL:

Cr. <b>BANCO BILBAO VIZ</b>	Cr. _____	Cr. _____
# <u>9976</u>	# _____	# _____
\$ <u>13,843.00</u>	\$ _____	\$ _____

4. ☒ Debtor SURRENDERS COLLATERAL to Lien Holder:  
**COOP. A/C DE RINC**

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

**FIRST LEASING ANI BANCO POPULAR D FIRST BANK**

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other:

☐ Paid 100% / ☐ Other:

Cr. _____	Cr. _____	Cr. _____
# _____	# _____	# _____
\$ _____	\$ _____	\$ _____

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

**OTHER PROVISIONS:** (Excluded contracts; payment of interest to unsecureds, etc.)  
**See Continuation Sheet**

Attorney for Debtor **JIMENEZ - QUINONES LAW OFFICES**

Phone: **(787) 282-9009**

Debtor(s)

**CHAPTER 13 PAYMENT PLAN**

**Continuation Sheet - Page 2 of 2**

**-ATTORNEY'S FEES WILL BE PAID AHEAD OF SECURED CREDITORS PER 11 USC 330.**

**- FAILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5).**

**-INSURANCE WILL BE PROVIDED TO SECURED AUTOMOBILE LIENHOLDER BANCO BILBAO VIZCAYA ARGENTARIA THROUGH A TRUSTEE APPROVED INSURER UPON MATURITY DATE OF ORIGINAL CONTRACT, IF NECESSARY, DEBTORS ESTIMATE THAT THIS CLAIM WILL HAVE BEEN PAID IN FULL WITHIN THE FIRST 16 MONTHS OF THE PLAN, BEFORE THE INSURANCE HAS ELAPSED. THIS SECURED CREDITOR WILL BE PAID AHEAD OF OTHER SECURED CREDITORS DUE TO ACCELERATED DEPRECIATION OF COLLATERAL. ADEQUATE PROTECTION PAYMENTS WILL BE PAID TO THIS CREDITOR UPON FILING OF THE ITS CLAIM AND UP TO CONFIRMATION OF THE PLAN IN THE AMOUNT OF \$250.00 PER MONTH.**

**-EXECUTORY CONTRACTS - ASSUMED: FIRST LEASING AND RENTAL**

Label Matrix for local noticing  
0104-3  
Case 10-02693-SEK13  
District of Puerto Rico  
Old San Juan  
Wed Apr 14 09:15:37 AST 2010

US TRUSTEE  
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SAN JUAN, PR 00901-1938

AT&T MOBILITY  
P.O. BOX 15067  
SAN JUAN, PR 00902-8567

BANCO POPULAR DE PR  
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SAN JUAN, PR 00936-2708

CINGULAR WIRELESS  
PO BOX 192830  
SAN JUAN, PR 00919-2830

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RINCON, PR 00677-0608

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HOME DEPOT CREDIT SERVICES  
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DES MOINES, IA 50368-9106

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COLLECTION AGENCY  
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SAN JUAN, PR 00919-2478

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MAYAGUEZ, PR 00681-0430

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The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)AT&T MOBILITY  
PO BOX 15067  
SAN JUAN, PR 00902-8567

End of Label Matrix	
Mailable recipients	41
Bypassed recipients	1
Total	42